THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.6744 of 2007

Date: 13.04.2007

Between:

K.Ramamurthy.

....Petitioner

And

The Government of Andhra Pradesh and others.

....Respondents

THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.6744 of 2007

O R D E R:

The petitioner states that he is an ayacutdar of an irrigation tank, by name, Polike Cheruvu of Pangal Village and Mandal, Mahaboobnagar District. The Government sanctioned a sum of Rs.10,00,000/- for undertaking works in relation to the tank. The petitioner was not nominated, for the purpose of undertaking the works. Two items of works, estimated at Rs.2,00,000/- and Rs.3,50,000/- were entrusted to the petitioner and on execution of the same, the amounts were paid.

The petitioner states that on an assurance given by the concerned officers, and at the instance of the ayacutdars, he has executed the work worth Rs.4,50,000/- and though there is administrative sanction for that amount, the respondents are not releasing the same. He seeks a direction to the respondents, for release of the amount.

Heard the learned counsel for the petitioner.

Before the petitioner had executed any work, it must have been entrusted to him, through necessary proceedings. The petitioner is not able to place before this Court, any order authorizing, empowering or requiring him to undertake the work worth Rs.4,50,000/-. It is true that proceedings were issued, according administrative sanction for a sum of Rs.10,00,000/- for that tank and estimates were also prepared.

Learned Government Pleader for Irrigation, on instructions, submits that the work was, in fact, entrusted to and executed by the President of Water Users' Association. Under these circumstances, no relief can be granted to the petitioner.

Hence, the Writ Petition is dismissed. There shall be no order as to costs.

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13.04.2007

JSU